THE DAILY MEMPHIS APPRAL

ESTABLISHED 1840.

MEMPHIS, TENN., FRIDAY, FEBRUARY 9, 1877.

e State existing on the day of the election,

the power of the State passed away and it became thereafter a Federal trust. The pow-

er of the State was on that day forever end-ed. He conceded that it was in the power of

the State to try, by her own machinery, the

power of her electors, but the scrutiny must be made prior to the discharge of the func-

tions of the office. Machinery to contest an election after the office had passed away

Mr. Evarts closed the argument for the Republican side. He said the commission has decided that in one particular it will re-ceive evidence touching the eligibility of one

of the Florida electors, Humphreys. I do understand the commission to have over

assed the question as to what the effect is as

o the acceptance or rejection of the vote thus challenged for ineligibility, but to have de-

ided that, on that point it will receive any

evidence which may be offered—first, as to whether the exception taken to Humphreys's vote is maintainable; and secondly, whether, if maintainable and is maintained, the methods of the constitution permit of any rejection from the certified vote transmitted and opened. On that ground, he went on to arone that the evidence in regard to Humphreys

gue that the evidence in regard to Humphreys holding office fell short of showing that he was in office at the time of the casting of

a moment beyond his will? The authorities, he said, were clear as to the right of a citi-zen resigning an office even without his resig-

nation being accepted; all that was necessary was to make public the vacation of his

office. He then went on to say: "This subject, then being rejected from further consideration, I understand that there is no mat-

ter left but for the execution by this commis-

Evarts said that the first certificates include,

with every degree of certainty and assur-an e, the vote of the State of Florida, and

a lawsuit in a State court a State's complete

pose that a *quo warranto* is started to prove that the President in his seat should be dis-lodged because some of the votes counted

for him were not cast by de jure electors? Then it is proposed that the decision of the

State court is the 'be-all and end-all' of this

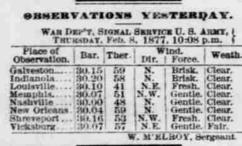
would be, he said, an absurdity.

VOL XXXVI.-NUMBER 34

CLOSING RATES Yesterday of cotton and gold: Liverpoos cotton, 6 5-8d. New York cotton, 12 3-4c. New Orleans cotton, 12c. Memphis cotton. 12c. New York gold, 105 3-4.

WEATHER INDICATIONS.

WAR DEPT., OFFICE CH. SIG. OFFICER, WASHINGTON, February 9, 1 a.m. For Tennessee and Ohio valley, northeast to southeast winds, rising, possibly followed by falling barometer, colder and partly cloudy weather,



a pageantry and display that will eclipse anything Memphis has ever seen. The libretto of the Memphi speaks volume taste, culture and enterprise favorite organization, which is the selection and treatment of the subject-"India"-sustain a reputation second to no similar society in the world. All that is now needed to make Mardi Gras, 1877, a success is fair weather, and that we are justified in predicting we will have.

THE credentials of Senator-Elect Garland from Arkansas, were filed in the senate yes-

THE bill to pay Captain Eads for his jettie at the mouth of the Mississippi still hange fire in the senate

A Washington dispatch last night announced that Secretary Morrill's condition conveys little, if any encouragement.

J. H. RUNKLE, late Republican solicitor for the circuit court of Columbia, South Carolina, committed suicide yesterday by shooting him-

THE district attorney-general at Washington yesterday dismissed the suit against Belknap on the ground that the evidence would not sustain the prosecution.

By a telegram from Nashville, yesterday we learn that the senate has concurred in the house resolution directing the comptroller and treasurer to suspend the payment of interest on the State bonded debt.

THE city is fast filling up with strangers. the arrangements of the Ulks and Memphi are nearly completed, and if the present beautiful weather only holds out, Memphis will celebrate Mardi-Gras on Tuesday in a style

ALBERT PRYSER, alleged ineligible Democratic elector from West Virginia, has been oned to Washington to establish the fact of his being a naturalized citizen. He claims to be a native of New York, while the

A Long discussion took place in the house yesterday over the manner of confinement of J. Madison Wells, who is held in contempt for not producing certain papers in the Louisiana election case to that body. The matter was referred to the committee on privi-

THE senate committee has reported the postoffice appropriation bill, increased \$1,-800,000 over the total of \$33,221,000, as passed by the house. The increase includes \$600,000 for transportation of mails by railroads, making the total appropriation for that purpose \$9,600,000.

THE Tidal Wave pays us this compliment in its last number: This able paper is one of the strongest in favor of Democratic reform that comes to the hands of our people. Last year our success in this State was furthered by the untiring efforts of the APPEAL; and we could not do better, even on the score of reciprocity, than patrontze that journal. But one would be both pleased and benefited by a perusal of its

UNITED STATES SENATOR BRUCE (colored) refuses to be a party to a scheme for the rejection of the vote of Mississippi. He has

no doubt, sensibly concluded that a Democratic majority of fifty-one thousand seven hundred and eighty-eight cannot be successfully bulldozed even by a Radical senator. OKOLONA has developed a remarkable case of spirit medium in the person of the

wife of a physician of repute. The Southern States, in its last number, has a most interesting account of the wonderful phenomena produced by this lady, who is vouched for by that paper as above either trick or device. "Wonders will never cease."

A STATEMENT was published in Washing ton yesterday afternoon that Mrs. Mary S Oliver has entered suit against Hon. Simon a year ago, laying damages at fifty thousand dollars. She is forty years of age, and an employe of the treasury department. The naughty Simon is seventy-eight years old.

BROTHER BROWNLOW, in his Knoxville Chronicle of passing events, says of the supreme court's decision in favor of the holders of Bank of Tennessee notes, that "a more glaring piece of injustice was never perpe trated against an innocent people. It is a " swindle in the name and under cover of

It is efated by parties who were in New Orleans at the time, that at the hour when the bogus Hayes electors met and went through the form of casting the eight votes of that State for Hayes they had no certificates. It is said that Kellogg was afraid to trust them, and that he held the certificates in an adjoining room, and would not deliver them until after the votes were cast and announced for Hayes. This would of itself be sufficient to invalidate the vote.

New York, February 7: The Farmers joint stock fire insurance company, of Meridian, in this State, has been ordered to do no more business, and to wind the time action of the State insurance department was the result of an examination which shived that the company could not continue to business with safety to its policy-holders, although the losses will fall entirely on the stockholders, and that he held the certificates in an adjoining room, and would not deliver them until after the votes were cast and announced for Hayes. This would of itself be sufficient to invalidate the vote.

Rartford February 7: The Farmers joint stock fire insurance company, of Meridian, in this State, has been ordered to do no more business. Unit to do no more business. Unit to do no more business. In this State, has been ordered to do no more business. In this State, has been ordered to do no more business. In the Insurance company, of Meridian, in this State, has been ordered to do no more business. In the Insurance company, of Meridian, in this State, has been ordered to do no more business. In the Insurance company, of Meridian, in this State, has been ordered to do no more business. In the Insurance company, of Meridian, in this State, has been ordered to do no more business and to the United States and English the States which shived that the company could not continue to business with safety to its policy-holders, although the losses will fail entirely on the stockholders. Lawrence, Kan., February 7: Some known.

into private consideration early this morning, and it is expected they will reach a doision during the day. The Democrats have little hope for anything more favorable to them than the throwing out of Humphreys's electoral vote. The contest in the Louisian: case will be over the legality of the returning board itself. The law calling for five men bers, and the four members who acted no filling the vacancy, it will be claimed that there has been no canvass of the votes, and that no electors have been appointed. Prominent Democrats say that the commission ha adopted a line of procedure that must throv

TELEGRAPHIC BREVITY.

out the vote of Watts, the Oregon post-

New York, February 8: John O. Mahoney, the well-known Fenian leader, died last evening at his Washington, February 8: Rear-Admiral Wilkes, of he United States navy, on the retired list, died here his morning. He had been in bad health for a long

Buffalo, February 7: John C. Jewett & Son's tir and Japanware factory was damaged by fire las-night to the amount of thirty-five thousand dollars Wilkesbarre, February 7: Hildreth & Co.'s store and four adjacent buildings in East Nanticoke were lestroyed by fire to-day. Loss, fifty thousand dollars; New York, February 8: At the Erie railroad meeting in London, to-day, a resolution are London, to-day, a resolution was passed recom-ing the bondholders to convert their bonds are

rs, have made an assignment for the benefit of helr creditors to J. F. Moulton. Liabilities, forty-London, February 7: A Vienna dispatch says the new grand vizier has sent express instructions to the Turkish ambassador here to continue the prelimin-ary negotiations with Servia. New York February 8: The ship Aminta, which arrived yesterday from Calcutta, reports the loss of the carpenter, two seamen and two apprentice boys, washed overboard in a cyclone.

washed overboard in a cyclone.

Columbus, Ohlo, February 8: The citizens' reception and built given to the general assembly and state officers to night, was a large and brilliant affair. Governor and Mrs. Hayes were present.

London, February 8: The British steamer Ethel, bound from Bilbuc for Newport, Wales, went ashore yesterday on Lundy Island, and became a total wreck. Nineteen persons were growned. New York, February 7: It is reported that the At-anta bout-club, of this city, which for the past thigty ears has been one of the leading amateur boating organizations of this country, has disbanded. London, February 8: Bullion in the Bank of England decreased we hundred and seventy-three thousand pounds during the past week. The proportion of the bank reserve to its liability is forty-six per

London, February S: In the house of commons this evening, the Marguls of Hartington pointed out the absence of any reference to the American extradition treaty in the queen's speech. He also criticised Earl Beacousfield.

Washington, February 8: A. H. Herr, of George-town, will be appointed a member of the board of police commissioners, in place of Frederick Doug-lass, from whom nothing has been heard in connec-tion with his appointment. Trenton, February 8: Governor Beadle has re-prieved Ryan and Oschwald, who were sentenced to be executed on the minin instant, until the lifteenth. This is done to give an opportunity to have the case openened for review on a writ of error.

Columbus, O., February 8: In the senate this afternoon a bill was introduced to regulate the speed of railroad trains by allowing trains to run through towns of not more than two thousand inhabitants at the rate of speed not to exceed ten miles per hour. Omaha, February 7: Captain C. V. Gardiner, of Deadwood, D. T., has just completed arrangements in this city whereby sinelling works of the most ap-proved kind will be established to the Black Hills this summer, with a capital of fifty thousand dollars. New York, February 8: The creditors of Fechhelmer, Karneles & Co., dealers in toys, funcy goods, etc., Cincinnati, accept the offer of the firm to compromise on a basis of thirty cents on the dollar by

Toledo, February 8: A man named Henry M. Stevens was shot in the left eye this evening by John Steinman, in the latter's saloon in this city, and instantly killed. Stevens returned from Columbus today, where he had just completed his sentence for

Regovernor Parker.

Rome, February 8: The pope desires all cardinals to attend the next consistory, as it will be of extraordinary importance. It is said that the new nuncio to Spain will claim the restoration of the administion of the charges of the hospitals, of which the nuncio has been deprived.

New Orleans, February 8: The carnival season was inaugurated by a procession of the Knights of Momus. Subject—"Hades; a dream of Momus," including also a satire on the political events of the State and national administration. The streets were well filled with spectators. Wilkesbarre, February 8: Five buildings, including the store of the Susquehanna coal company, were destroyed by fire at Natlooke this morning. Loss fifty thousand dollars, insurance thirty thousand dollars. The fire was caused by incendiaries, who are supposed to be Molly Maguires.

who are supposed to be Molly Maguires.

London, February 8: Earl Granville, speaking in the house of lords this afternoon, declared that he would not refer to the eastern question, but would await the papers to be submitted to parliament; nevertheless, he launched into the subject and severely criticised Lord Beaganafield.

London, February 8: The worst apprehensions are felt of the strike of the Durham colliers, in consequence of the differences with the masters about the recent arbitration awards. The strike would directly affect from thirty to forty thousand men, and involve the stoppage of the Cleveland Iron industry.

Washington, February 8: The house ways and means committee, to-day, heard the arguments urging the repeal of all Federal taxation on circulating deposits and capital of banks. J. D. Hayes, president of the Merchants and Manufacturers national bank, Detroit, was among the speakers.

Washington, February 8: The reward for the de-

distillation in these localities being put in operation.

Boston, February 7: The following card is published to-day: "I am glad to announce to the christian public that contributions for the family of P. P. Bliss have been so liberal that, with the addition of what he left, they are well provided for, and collections should now cease.

D. L. MOODY."

New York, February 7: Thomas Schoonmaker was arrested to-day in Jersey City, on his own admission that he had escaped from the Lexington, Kentucky, jall, where he was confined pending a second trial for the murder of Joseph Blackmore, in April. He was committed to await a requisition from the Kentucky authorities.

No cause is known for the singular suicide.

New York, February 8: Cable dispatches state that
Prince Gortschakoff has retired from his position as
minister of foreign affairs, on account of til-health
and long service, and is succeeded by Count Adterberg. The suitan ignores politics to give Midhat
Pasha a constitutional trial. It is believed in Constantinople that he has been dead some days.

Vienna.

London February 7: The Financier says it is probable that by the new forthcoming Indian law the drawing of India consul bills may be suspended, in which event the price of silver would improve. A large amount of silver is now held in London, but holders do not care to press sales until the intentions of the Indian government are known. Only a small amount of bills was allotted yesterday.

THE HIGH COMMISSION.

The Case of Humphreys, of Florida-Witnesses Examined on both Sides-Exceptions by Merrick.

Speeches by Judge Hoadley, Mr. Green, Judge Shellabarger, Mr. Evarts and Mr. Merrick-No Decision Reached.

Opinions of the New York Press upon Wednesday's Decision-The Republicans Jubilant-The Independents not Sanguine for Hayes.

Washington, February 8 .- The commis sembled in open session at eleven The counsel on both sides was present with the exception of Judge Black. ustice Chifford stated the proceedings were ow in order under the orders adopted by the ion yesterday. Mr. Green, of counsel on the Democratic side, called as witness George P. Rae, of Florida, who resides in see, and is attorney-general of the

Mr. Evarts objected to the question, as not ithin the order of the court. Mr. Green said they proposed to fix the date of the quo warranto proceedings, as they did not consider the order of the commission excluded that question. The question was then put to the court, and the objection of Mr. Evarts was sus-

Mr. F. C. Humphreys having been identi-ed, Counsel Green presented the commission mphreys and a certificate from the clerk e court in which the commission was filed, that no resignation had been filed up to January 24, 1877. Mr. Humphreys was called on the Republican side, and examined by Mr. Stoughton. He testified that he resigned the office of United States commissioner, and his resignation was accepted October 5th by Judge Wood, from whom the office came. Witness produced a written acceptance of his Mr. Merrick objected to the production of

ne paper, as it was the act of an individual, and not the act of the court. To Mr. Stoughton—The paper was received from Judge Wood, in answer to his resignation, was accepted, and that until he [Judge Wood] could come to Peusacola and hold ourt the duties would be discharged by the The introduction of a letter from Hiram

Potter, jr., collector of customs, dated October 5th, 1876, asking witness to turn over the books and papers of his office, was objected The witness stated that he did turn over the office, and had not exercised the functions of

Cross-Examined by Mr. Green—The letter was addressed to Judge Wood, at Newark, Ohio, and a reply came from there that there and been no session of the court at Pensacola The testimony was here closed. Justice

Clifford announced that the whole case was now ready for argument, and, under the third Mr. Merrick said they had to ask the in-dulgence of being heard by their counsel, and that as some important questions had arisen this morning, that the time be extended another hour. The commission granted the extension asked, and Judge Hoadley addressed the commission. He contended that the tender of his resignation to the governor the judge in Ohio, was not an act of the cir-St. Petersburg, February 7: All but three of the cuit court of Florida, and that, therefore, the resignation of Mr. Humphreys had not been and liberty," have been sentenced to penal scriptude. "Union and liberty," have been sentenced to penal scriptude in Olio, was not an act of the Circuit court of Florida, and that, therefore, the resignation of Mr. Humphreys had not been legally accepted, and he was, consequently, at this time holding an office of profit and trust under the United States, and therefore Trenton, February 7: The argument in the case of the New Jersey mutual life insurance company before the chancer court is closed. The chancellor decided to grant an injunction restraining all transfers, and appointing a receiver, who will probably be Ex-Governor Parker.

Between C. The power desires all cardinals of debates when the constitution was framed, but the constitution was framed. holding that the selection of an inelligible elector worked the forfeiture of the vote to State. It was intended to protect the several States against the illegitimate use of Federal power in any one State. Time had not shown that the evils from Federal interference were any less than our forefathers had apprehended. In 1837, five post-masters were among the electors, and Mr. Clay introduced a resolution directing a joint committee to enquire into this infringenent of a clause of the constitution. It was hen held that it was the duty of congress to take testimony and inquire into the facts.

The committee did not find time to ascertain whether the parties of the same name were the same individual, and as their votes would not change the result, the inquiry was not carried out; but at that time the idea was entertained, although the committee did not so think, that a single disqualified elector vitiated the whole electoral vote. Judge Hoadley quoted English authorities to show that, in the event of the election of inelligible individuals, the election was void. There was no American precedent to the contrary, although there had been a wide range as to the effect of such failure to elect upon the other Hoadley quoted English authorities to show candidate. In the Pennsylvania case, where tendered his resignation.
the candidate was disqualified the election Mr. Hoar inquired wh went back to the people. In the Indiana cases, the next highest candidate had been elected, and in other cases the party had been unhad been chosen, as when it was provided that a State might select a new elector where one disqualified had been chosen. The State naving fulled to take advantage of man. section 134 of the revised statutes, and having Rep failed to remedy the November election, there was a vacancy, and one vote was, he claimed, lost to the State. He referred to the sland case, to the effect that the ineligibility

sion of the judges in the late Rhode of one of the candidates worked a vacancy which could be filled by the legislature, and argued that had the office not been filled, there would have a vacancy existed in that State; Florida, like Rhode Island, had ample opportunity to correct the error and fill the vacancy, had she chosen to avail herself of it. Mr. Green desired to call the attention o Humphreys to Judge Wood, and the reply to the same, were not an act of the court, and that the certificate of the clerk of the circuit Florida, received this morning, howed that registration had not been made a matter of record in the office of that court; he discussed the case under the first part of the order of the court to consider only the papers contained in packages opened by the resident of the senate, and argued that the remainded character of certificate No. 2 entitled the court was in session. it to some consideration by the commission, and contended that the statutes and action of he courts of the State were matters that the nanission should inquire into to establish the legality of certificate No. 1. The commis-ion had before them in the third certificate

Frank !!

He said that since he heard of the de- with those of the true sentiment of her peop

Opinions of the New York Press. New York, February 8.—The decision of the electoral commission in the case of Florida is the subject of the leader to-day in the

ors whom the State of Florida appointed and on the face of the contents of the certifias a precedent it is too soon to judge From the Herald: "In the immediate

went on to argue against the second and third certificates. "What," said he, "are the prodigious claims here that by template this judgment as a point gained for the Republican candidate, and consequently vote is to be retrieved and reversed, and that when a judge of a State court has so decided the supreme court of the United States must o the discouragement of the Democrats. make a low obeisance to Mr. Judge White and say: 'That is the end of the law; that is the fiat of the State.' Well, suppose we do succeed in counting a President in, and supsidered was described by Mr. Ferry in transmitting it as documents purporting to be

inquiry. What sort of a government, what sort of a Presidency, what sort of muniments and protection of regularity and perpetual four years dependence on a quo tearranto in the State of Nevada, or of Flor-ida? You must never lose sight of the matter that you are to advise what votes, and how many, shall be counted by the two houses; and when you have determined that

extraneous evidence shall not invade the regularity of the finished transac-tions of a State, you have determined, as by double decision, that it shall not be invaded, disparaged nor exposed to any question by a mere certificate, which is its own agent and author, a volunteer in the sturbance in the counting of votes. Mr. Merrick closed the argument on the Democratic side. He said the burden of proof rested on the other side to show that at the time of casting the electoral vote Mr. Humphreys did not hold office. He argued that until his resignation was accepted by the power that conferred the office, and until that fact appeared in the record, he must be held to be still occupying the office.

Representative Hoar put the case of an asked whether if the officer's resignation of the office were not accepted, he was thereby

Mr. Hoar inquired whether the same rule would not apply in the case of an elector as well as in the case of a senator. Mr. Merrick replied that in the case of a senator the disability would be only personal, scated without scating his opponent. The acts of congress indicated a disposition to furnish a remedy where disqualified electors In other words, the State was positively for-In other words, the State was positively for-bidden to appoint an office-holder as elector. It was a limitation upon the power of the State, and not a personal disability of the

> Representative Abbott—You also claim that, even if the acceptance of the resigna-tion was not necessary, the resignation itself Mr.Merrick—Unquestionably. The resigna-tion must be made to the power that gave the appointment. Suppose Humphreys had resigned to the clerk of the court, addressing a private letter to the clerk at Newark, Ohio,

Presiding Judge—But if he sent it to the adge, and the judge directed it to be filed?

Mr. Merrick—If that is done while the ort is in session, then it is an act of the Representative Garfield—Do you hold that

in case of a long vacation, or in case of the court bring abolished by law, or in case of the death of the judge who gave the appoint-ment, this officer could never nave resigned? Mr. Merrick—I should have referred that ase to one of the returning boards in the south. I hardly know what reply to make.

Mr. Garfield—I understand your position
to be that he could not resign except while Mr. Merrick—I presume that death, and Porte. In the course of these negotiations, I extinction of office, and the abolition of a deemed it expedient to lay down and, in

government, and the wiping out of a nation make exceptions to all principles of law.

Justice Miller—You say that the distinc-

of the constitution. He gave notice to the other side that under the order of the court they should insist that the commission could look into the proceedings under quo near anto.

Mr. Shellabarger followed on the other with these simulated tones come ringing along with the time he heard of the law with these of the law with these of the law.

He submitted the proposition that all acts in relation to the accomplishment of a certain act must anticipate itself, and on this proposition every act that followed the electoral vote was excluded. He contended that the power of a State was limited to appointnent, and no act pertaining to appoint-nent could be had after the appointment had

> the Tilden electors were. The commission adjourned till ten o'clock

da is the subject of the leader to-day in the several journals.

From the Tribune: "The decision is a great victory for the friends of Governor Hayes, masked, however, in such a way that the Democrats begin to regard it as not quite a crushing defeat of Tilden. It has still to be decided which of the three sets of papers contains the electoral vote of Florida, but there cannot be much difference of opinion as to what the decision will be. The first of the what the decision will be. The first of the three has all the conditions of regularity, with the contest narrowed to lines marked out by this decision. All the most elaborate prepar-ations of the Democracy come to naught. The testimony which D. D. Field has been trying to smuggle into the courtroom falls to the ground. The bullying of witnesses has been in vain. Littlefield and Maddox lied for nothing. Governor Wells ceases to be an object of interest, and Tilden's attorney from object of interest, and Tilden's attorney from the seventh district of New York exhibits himself to mankind as the noisiest and most conspicuous failure of the forty-fourth con-gress, for, of course, all attempts to impeach gress, for, of course, all attempts to impeach the vote of Louisiana now are useless. The regularity of the Hayes certificates from that State is manifest; indeed, is not seriously dis-puted. There is no reason to suppose that the electoral vote, and that the burden of proving it rested on the side that made the objections. Was it, he asked, to be pretended that under the law there was any power to hold the occupant of civil office to the performance of its duties

and other measures which may be submitted for your consideration, and trust that the blessings of the Almighty will attend your labors and direct your efforts. From the Times: "The only thing which remains for the commission to decide is which certificate contained the votes of those elect-E. GUTHRIE, of Corinth, Miss. No cards ter left but for the execution by this commis-sion of the duty accorded to it by an act of to what the decision will be. The decision sion of the duty accorded to it by an act of congress under which it is organized to determine out of the material of these three of Humphreys does not seem of any essential termine out of the material of these three of Humphreys does not seem of any essential importance in the Florida case. Of its force

BALL-At 6 o'clock p.m., Thursday, 8th inst., o water on the brain, Josephine, youngest daughter o M. F. and N. J. Ball, aged six months. sses, and opinions of this sort already con-Funeral will take place from the European Hote at 3 o'clock this (FRIDAY) afternoon. is not certain that the decision given, viewed in all its possible applications, will be advan-tageous to Hayes." From the Sun: "The evidence to be con

electoral certificates. Objections were made thereto in the joint session, and the accompa nying papers, the proceedings of the canvassing board, cannot be inquired into."

From the World: "Whatever the result may be in the Florida case, the public will hardly adopt the conclusion that the commission is incapacitated from considering facts and testimony taken by the convention performance of authority under the of the two houses, or that it is shut off from constitution are provided by a scheme of the methods of inquiry practiced on all former occasions. When any inquiry is necessary to such a degree that it can avail itself of ne information except such as may be filtere through the president of the senate, nothin

can be clearer than that it is the duty of the commission to find out, not who has got certificates, but who was duly appointed. Nor can it be disguised that the rumor that the judges of the supreme court, on this occasion, have divided according to party conventions have applied as a party conventions have applied as a party conventions have applied as a party conventions have a party conventions have a party conventions as a party conventions and conventions are a party conventions. nections, has awakened some surprise—al most distrust—in the public mind."

Opening of Parliament by Her Majesty in Person-Magnificent Procession and Brilliant Assemblage.

Full Text of the Speech from the Thron -Review of the Eastern Question and Condition of the Empire.

London. February 7.—The session of the British parliament for 1877 was opened by her majesty the Queen, in person to day. The weather was fair and mild. Her majesty left Buckingham palace shortly after one clock, in the royal state carriage, attended by a brilliant suite. The royal e-cort was composed of a detachment of household troops. Her majesty alighted at the peers entrance to the parliament building, where she was received by the deputy lord great chamberlain, Lord Avenel and the great offi-cers of state, and conducted into the house. The Prince and Princess of Wales were preent, and there was a brilliant assemblage of ladies, and all foreign ministers, and the Ja panese and Chinese embassics also. Th oresent Earl of Beaconsfield carried the sword of state before the Queen. The Marquis of isbury was not present. After her majesty had taken her place on the throne, the lord high chancellor read the royal speech, as fol-

My Lords and Gentlemen-With much satisfaction I again resort to the advice and assistance of my parliament. Hostilities which before the close of the last session of parliament had broken out between Turkey on the one hand, and Servia and Montenegro on the other, engaged my most serious attention. I anxiously waited for the opportunity when my good offices, together with those of my allies, might be usefully interposed. This opportunity presented itself by the solicita-tion of Servia for our mediation, an offer which was ultimately entertained by the oncert with other powers, submit to the The stated by parties who vecrein New Orchester and the time, that at the hoor when the learn at the hoor when the learn at the time, that at the hoor when the learn at the time, that at the hoor when the learn at the time, that at the hoor when the learn at the time, that at the hoor when Porte a certain basis, upon which I held that not only peace might be brought about with the principalities, but

ent famine, but in obtaining fresh experien

of that country. I commend to you these

MARRIED.

GUDKINS-GUTHRIE-On the night of the 2d

inst., Mr. J. V. GUDKINS, of this city, and Mrs. MARY

DIED.

Extra. Friday Evening, 719 O'clock.

FIRST-CLASS MUSIC

FURNISHED for Balls or Parties; four or five ploces. Send orders or apply to steamer Phi Allin.

ALF. WHITE, Director.

DISSOLUTION.

THE firm of Duke & Poindexter is this day dissolved, B. F. Duke having purchased the entire interest of C. C. Poindexter in said firm, assuming all liabilities, and is alone authorized to use the firm name in settlements.

B. F. DUKE,
C. C. POINDEXTER,
MASON'S, TENN., February 1, 1877.

Public Lunch Rooms

No. 299 Main Street.

side. He said that since he heard of the decision of the commission to refuse to hear testimony in relation to the quo rearranto proceedings, he had thought all discussion of that subject uncalled for. In the papers laid before the two houses there was but one allusion to these proceedings in quo rearranto, and that was in the certificate of Governor Drew. These proceedings were not before the commission, and could not be brought here by allusion in the governor's message. He submitted the proposition that all acts in relation to the accomplishment of a certain act must anticipate itself, and on this propo-

devil in.

Mr. Merrick then quoted a number of anthorities from the supreme court, showing that the uniform rule was for that court to follow the State decisions on the subject of a State and commented on ment, and no act pertaining to appointment and been made and the office had passed away.

Mr. Thurman asked that, supposing the case to be stated, would there be any action looking to an inquiry as to whether any appointment was made.

Mr. Shellabarger said that when all that could be done by the State had been done according to the requirements of the law of the State existing on the day of the election.

the commission will take any other view of the extraordinary performance of the Oregon Democratic electoral college of one, than has been taken by all people of impartiality and

Funeral will take place this afternoon at three o'clock, from residence, No. 19 Jefferson street. Services by Rev. Mr. H. Sleck. of any decision in this case, opinions of the consequences are reached by very hasty pro-

Masonic Notice A STATED communication of South Memphis Lodge, No. 118, this (FRIDAY) evening, February 9th, at 7 o'clock, for dispatch of business. All M. M.'s fraternally invited.

ENGLAND.

THE Managers of the Church Home will oper their Lunch Rooms, at next to the Peabody hotel, on SATURDAY morning February 10th, and will supply catables to the publi during the Carnival festivities.

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GROCERS. Memphis, : : : Tennessee 200 Hogsheads Sugar, all kinds.
200 Barrels N. V. Refined Sugar.
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100 Bags Glid Government Java Coffee.
50 Tierces Hams.
50 Boxes Breakfast Bacon.
1000 Buckets Fairbank's Lard.
50 Half-barrels Fairbank's Lard.
50 Tierces Fairbank's Lard.
100 Cases 3, 6, and 10-pound Tin Lard.
100 Barrels Louisiana Rice.
25 Tierces South Carolina Rice.
50 Barrels Missouri Cider.
25 gross Bixby's Best Blacking.

Oliver, Finnie & Co. Trustee's Sale.

Pyvirtue of two trust deeds executed to me by John McDowell, one on the 17th day of February, 1876, and recorded in Book No. 5, pages 493 to 446, of the records for deeds in Fayette county. Tennessee, the other of date August 9, 1876, and of record in Record Book No. six (6), pages 10 to 13, of the records of Fayette county. Tennessee, at the request of the beneficiaries in said deeds of trust, and for the payment of the debts therein mamed, I will sell at public auction, to the highest bidder, on Friday, the 16th Day of March, 1877, in the town Lafayette (Rossville), in the county of Fayette and State of Tennessee, within legal hours, the following described real estate and personal property, to wit: A certain tract or parcel of land, stuate, Iging and being in the county of Fayette and State of Tennessee, as follows: All of section six (6), in township 1, range three (3) west of the basis meridian; also, the northeast quarter of section eight (8), township 1, range 3 west, also, one half of the southeast quarter of section eight (8), township 1, range 3 west, the same being bounded as follows, to wit: Beginning at the northeast quarter of said quarter section, running thence due cast 160 poles to the eastern boundary line of said section; thence with said boundary line south 50 poles to a stake with blackoak pointers; thence west eighty (80) poles to a stake in the field; thence south 60 poles; thence west 80 poles to Jones Marshall's line; thence north with said line 110 poles to the beginning. Friday, the 16th Day of March, 1877,

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ATTRACTIVE OFFERING! powers, which cannot tail to have an ef-fect on the condition and government of Furkey. Meantime the armistice between Turkey and the principalities has been pro-longed, and is still unexpired, and may, I trust, lead to a conclusion of honorable peace. In these affairs, I have acted in cordial cooperation with my allies, with whom, as with other foreign powers, my relations continue to be of a friendly character. The papers on these subjects will be forthwith THIS WEEK, AT to be of a friendly character. The papers on these subjects will be forthwith laid before you. My assumption of the imperial title at Delhi was welcomed by chiefs and people of India with professions of affection and loyalty most grateful to my feelings. It is with deep regret I have to announce a calamity in that part of my dominions, which will demand most earnest watchfulness on the part of my government, there. A famine not less serious B. Lowenstein & Bros. ernment there. A famine not less serious than that of 1873 has overspread a large por-We beg to announce that we shall this week offer a most attractive line of tion of the presidencies of Madras and Bon bay. I am confident every resource will be employed not only in the arrest of this pres-BLACK AND COLORED

GROS GRAIN AND FAILLE SILKS for the prevention or mitigation of such visi-tations for the future. The prosperity and progress of my colonial empire remain un-checked, although the proceedings of the government of the Trans-Vaal republic, and the hostilities in which it has been engaged with the pair bloom of the process. BRIGHT COLORED SATINS. with the neighboring tribes, have caused some apprehensions of the safety of my sub-jects in South Africa. I trust, however, that

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letters putent for inventions, will be laid be-fore you. You will be asked to create one court of judicature in Ireland, and to confer an equitable jurisdiction on the county courts

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